

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**DAMIEN HATCHETT,**     )  
**Plaintiff,**             )

v.                             )

**MAJOR WITCHER, et al.,**     )  
**Defendants.**             )

**Civil Action No. 7:12-cv-00138**

**FINAL ORDER**

**By: Norman K. Moon**  
**United States District Judge**

In accordance with the Memorandum Opinion entered this day, it is hereby

**ORDERED**

that Hatchett's motion to proceed *in forma pauperis* (Docket No. 5) is **GRANTED**; this action is **DISMISSED** for failure to state a claim pursuant to 28 U.S.C. §1915(e)(2)(B)(ii); and this case is hereby **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a certified copy of this Order and the accompanying Memorandum Opinion to plaintiff.

**ENTER:** This 27<sup>th</sup> day of March, 2012.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE